

AMENDED IN ASSEMBLY MAY 3, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1708**

**Introduced by Assembly Member DeVore**

February 22, 2005

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An act to ~~amend Section 3517.5 of~~ add Section 19822.1 to the Government Code, relating to state ~~employment relations~~ employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 1708, as amended, DeVore. State ~~employment relations~~ employees.

*Existing law requires the Director of the Department of Personnel Administration to determine the fair and reasonable value of maintenance, living quarters, housing, lodging, board, meals, food, household supplies, fuel, laundry, and other services furnished by the state as an employer of its employees. Existing law provides that the value so determined constitutes the charges to be made to the state employees for any such maintenance or services furnished by the state, unless the employee is entitled to these benefits as compensation for his or her services or as actual and necessary expenses incurred in the performance of the state's business.*

*This bill would require the state, notwithstanding any other provision of law, to recover from state employees to whom housing has otherwise been provided by the state, an amount equal to the statewide average of 100% of the fair market value of the local market rate for the rental of the housing.*

~~Existing law, the Ralph C. Dills Act, requires the Governor and the recognized employee organization representing employees in their relations with the state, if agreement is reached, to jointly prepare a~~

~~written memorandum of that understanding which shall be presented, when appropriate, to the Legislature for determination.~~

~~This bill would require that the written memorandum of understanding be presented to the Legislature for determination.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 19822.1 is added to the Government  
2     Code, to read:

3     19822.1. Notwithstanding any other provision of law, the  
4     state shall recover from state employees to whom housing has  
5     otherwise been provided by the state, an amount equal to a  
6     statewide average of 100 percent of the fair market value of the  
7     local market rate for the rental of the housing.

8     ~~SECTION 1. Section 3517.5 of the Government Code is~~  
9     ~~amended to read:~~

10    ~~3517.5. If agreement is reached between the Governor and~~  
11    ~~the recognized employee organization, they shall jointly prepare~~  
12    ~~a written memorandum of that understanding which shall be~~  
13    ~~presented to the Legislature for determination.~~